

EXHIBIT D

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 6th day of April, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 93

A. D. ATKINSON

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 1.92 acres: lying and being below the 116 foot contour above mean sea level (which contour is 13.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 190;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 1.92 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 369 acres, more or less, and bounded as follows: North by lands of the Estate of L. H.

Hankinson, of J. B. Watkins, of Matt Fields, of J. H. Hammond, and of G. R. Webb; East by lands of G. R. Webb; South by lands of the Estate of C. A. Rowland, and of Paul Dunbar; and West by the Savannah River,

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st. day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell,

(L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell

witnessed the execution thereof.

SWORN to before me this 21st. day of
April, 1937.

G. R. Little

(L. S.) (W.P.)
Notary Public for South Carolina. (SEAL)

W. R. Watson

Recorded June 28th, 1937, at 2 P. M.

Thos J Cushman

C. C. C. P. & G. S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 4th day of August, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 114, MRS. CARRIE H. FOSTER, as Executrix of the Will of L. H. Hankinson, Deceased,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 22.73 acres: comprising two separate parcels or areas:

Area "A" lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), and Area "B" lying and being below the 116 foot contour above mean sea level (which contour is 13.4 feet above the point of zero on the said Fifth Street gauge), which drain into the creeks that empty into the Savannah River at Miles 191 and 190, respectively;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 22.73 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 160.2 acres, more or less, and bounded as follows: North by lands of Mrs. Annie W. Youngblood;

East by lands of Dave and Celia Hazel; South by lands of A. D. Atkinson; and West by the Savannah River;

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st. day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell

witnessed the execution thereof.

SWORN to before me this 21st. day of April, 1937.

G. R. Little

(L. S.)
Notary Public for South Carolina.

(W.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 19 37, at 2 P. M.

John J. Cushman

C. C. C. P. & G. S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN

WHEREAS, By a certain deed of indenture dated the 18th day of May, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 71,

DAVE HAZEL and CELIA HAZEL

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 0.69 acres: lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifty Street gauge), which drains into the creek that empties into the Savannah River at Mile 19 1/2

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 0.69 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 30.7 acres, more or less, and bounded as follows: North by lands of Mrs. Annie W. Youngblood;
East by lands of J. H. Hammond, and of J. B. Watkins; South by lands of A. D. Atkinson;
and West by lands of the Estate of Luther H. Hankinson;

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st. day of April in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st. day of April, 1937.

G. R. Little

(L. S.)
Notary Public for South Carolina.

(W.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 19 37, at 2 P. M.

Thas. J. Cushman

C.C.C.P. & G.S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 22nd day of April, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 36,

GEORGE R. WEBB,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (119 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 23.65 acres lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 191;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 23.65 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 77 acres, more or less, and bounded as follows: North by lands of J. N. Edwards; East by

lands of G. R. Webb; South by lands of G. R. Webb, and of Simon Hankinson; and West by lands of Tom Brown, of Mrs. Annie W. Youngblood, and of the Estate of Jobe Holloman; the said 77 acres being the Northwestern portion of a certain tract of 1975 acres, more or less, owned by the said George R. Webb;

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st. day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)

As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)

As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

W. R. Watson

PERSONALLY appeared before me

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell

witnessed the execution thereof.

SWORN to before me this 21st. day of April, 1937.

G. R. Little

Notary Public for South Carolina. (L. S.)

(N.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 1937, at 2 P. M.

I have I Cushman

CCC P. & G. S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 12th day of April, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 17,

J. H. HAMMOND,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 5.78 acres: lying and being below the 116.4 foot contour above mean sea level (which contour is 13.8 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 191;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 5.78 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 42.8 acres, more or less, and bounded as follows: North by lands of Mrs. Annie W. Youngblood;
East by lands of Monroe Williamson; South by lands of J. B. Watkins; and West by lands of Dave & Celia Hazel;

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston (L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell (L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of

April, 1937.

G. R. Little (L. S.) (N.P.)
Notary Public for South Carolina. (SEAL)

W. R. Watson

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN

WHEREAS, By a certain deed of indenture dated the 26th day of April, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 53,

ANNIE W. YOUNGBLOOD,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 15.14 acres: lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 191;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 15.14 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 283.5 acres, more or less, and bounded as follows: North by lands of the Estate of Jobe

Holloman; East by lands of Tom Brown; South by lands of J. H. Hammond, Monroe Williamson, of Dave & Celia Hazel, and of the Estate of L. H. Hankinson; and West by the Savannah River;

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TITLE BOOK No. 75.

all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)

As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)

As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of

April, 1937.

G. R. Little

(L. S.)

Notary Public for South Carolina.

(W.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 1937, at 2 P. M.

John J. Craddock

C.C.C.P. & G.S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 19th day of July, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 107, JOSEPH HOLLOMAN, JR., as Administrator with the Will annexed of the Estate of Joseph Holloman, Deceased, conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 60.97 acres; lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 191;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 60.97 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 216 acres, more or less, and bounded as follows: North by lands of Mrs. Edna W. Bussey,

of Anne S. Ricketts, and of J. H. Edwards; East by lands of G. R. Webb; South by lands of Mrs. Annie W. Youngblood; and West by the Savannah River;

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TITLE BOOK No. 75.

all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston (L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell (L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of
April, 1937.

G. R. Little (L. S.) (N.P.)
Notary Public for South Carolina. (SEAL)

W. R. Watson

Recorded June 28th, 1937, at 2 P. M.

Thos. J. Cushman
C. C. C. P. & G. S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA,

COUNTY OF AIKEN

WHEREAS, By a certain deed of indenture dated the 6th, day of May, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 50

EDNA W. HUSSEY,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 14.10 acres, more or less, lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 191;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 14.10 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 140 acres, more or less, and bounded as follows: North by lands of Mrs. Docia C. Dyches,

and of Mrs. Ina B. Lamar; East by lands of Anne S. Ricketts; South by lands of the Estate of Joseph Holloman; and West by lands of Mrs. Edna W. Bussey; said 140 acres being the Eastern portion of a certain tract of 253.3 acres, more or less, owned by the said Mrs. Edna W. Bussey;

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TITLE BOOK No. 75.

all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st. day of April in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)

As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)

As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st. day of April, 1937.

G. R. Little

Notary Public for South Carolina.

(L. S.) (N.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 1937, 2 P. M.

Thos. J. Crishman

C. C. C. P. & G. S.

TITLE BOOK No. 75

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(15)

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN

WHEREAS, By a certain deed of indenture dated the 4th day of April, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 20,

ANNE S. RICKETTS

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 34.60 acres: composed of two separate parcels, or areas; Area "A"

lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifty Street gauge), and Area "B" lying and being below the 118 foot contour above mean sea level (which contour is 15.4 feet above the point of zero on the said Fifth Street gauge), which drain into the creeks that empty into the Savannah River at Mile 191 and Mile 194, respectively;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 34.60 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 143.2 acres, more or less, and bounded as follows: North by Tweedy's Dead River, separating

said tract from lands of J. C. Lamar, and by lands of Annie W. Willis; East by lands of Annie W. Willis, lands of the Estate of L. H. Hankinson, and lands of J. N. Edwards; South by lands of J. N. Edwards, and lands of the Estate of Joseph Holloman; and West by lands of Edna W. Bussey, and lands of Ina B. Lamar, formerly of Mary Lamar;

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(15)

all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st. day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA }

County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st. day of

April, 1937.

G. R. Little

(L. S.)
Notary Public for South Carolina

(N.P.)
(SEAL)

W. R. Watson

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA,

COUNTY OF AIKEN

WHEREAS, By a certain deed of indenture dated the 27th day of February, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 63, at page 721,

J. N. EDWARDS,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following

described tract of land containing 56.17 acres: in two separate parcels: Parcel "A" lying and being below the 118 foot contour above mean sea level (which contour is 15.4 feet above the point of zero on the said Fifth Street gauge), and Parcel "B" lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), which drain into the creeks that empty into the Savannah River at Mile 194 and Mile 191, respectively;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 56.17 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 206.2 acres, more or less, and bounded as follows: North by lands of Anne S. Ricketts, and

of the Estate of L. H. Hankinson; Northeast by the right-of-way of the Charleston & Western Carolina Railroad; Southeast by lands of G. R. Webb; South by lands of G. R. Webb, and of the Estate of Joseph Holloman; and West by lands of Anne S. Ricketts;

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson
Roy A. Powell

Olin D. Johnston (L. S.)
As Governor of the State of South Carolina
W. P. Blackwell (L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA,
County of Richland

PERSONALLY appeared before me W. R. Watson
and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of
April, 1937.

G. R. Little (L. S.) (W.P.) W. R. Watson
Notary Public for South Carolina. (SEAL)

TITLE BOOK No. 75

(17)

STATE OF SOUTH CAROLINA, }
COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 8th day of July, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 95,

DOGIA C. DYCHES,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 2.08 acres: lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 191;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 2.08 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 84 acres, more or less, and bounded as follows: North by the Savannah River; East by lands

of Mrs. Ina B. Lamar, formerly of Mary Lamar; South by lands of Mrs. Edna W. Bussey; and West by lands of Mrs. Edna W. Bussey;

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TITLE BOOK No. 75.

all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with

Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of
April, 1937.

G. R. Little

(L. S.)
Notary Public for South Carolina.

(H.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 1937, at 2 P. M.

Thos J. Crushman

C. C. P. & G. S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 20th day of April, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 23,

INA B. LAMAR,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 14.58 acres: comprising two separate parcels, or areas; Area "A"

lying and being below the 117 foot contour above mean sea level (which contour is 14.4 feet above the point of zero on the said Fifth Street gauge), and Area "B" lying and being below the 118 foot contour above mean sea level (which contour is 15.4 feet above the point of zero on the said Fifth Street gauge), which drain into the creeks that empty into the Savannah River at Mile 191 and Mile 194, respectively;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 14.58 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 130.7 acres, more or less, and bounded as follows: Northeast by lands of J. C. Lamar;

Southeast by lands of Anne S. Ricketts; South by lands of Mrs. Edna W. Bussey; West by lands of Mrs. Docia C. Dyches; and Northwest by the Savannah River;

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TITLE BOOK No. 75.

all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)

As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)

As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA,
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with

Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of
April, 1937.

G. R. Little

(L. S.)

Notary Public for South Carolina.

(N.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 1937, at 2 P. M.

Thas. J. Cushman

C. C. C. P. & G. S.

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TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 14th day of August, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 119, MRS. CARRIE H. FOSTER, as Executrix of the Will of L. H. Hankinson, Deceased,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 1.69 acres: lying and being below the 118 foot contour above mean sea level (which contour is 15.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 194;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 1.69 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 147.3 acres, more or less, and bounded as follows: North by lands of Mrs. Annie W. Willis;

East by the right-of-way of the Charleston & Western Carolina Railroad; South by lands of J. N. Edwards; and West by lands of Anne S. Ricketts;

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TITLE BOOK No. 75.

all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April, in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston (L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell (L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA,
County of Richland }

PERSONALLY appeared before me W. R. Watson
and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of
April, 1937.

G. R. Little (L. S.) (N.P.)
Notary Public for South Carolina. (SEAL)

W. R. Watson

Recorded June 28th, 1937, at 2 P. M.

J. H. J. Crishman
C. C. C. P. & G. S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 29th. day of April, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No. 68, at page 73,

ANNIE W. WILLIS,

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (119 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 5.89 acres lying and being below the 118 foot contour above mean sea level (which contour is 15.4 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 194;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 5.89 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 125.8 acres, more or less, and bounded as follows: North by lands of J. C. Lamar, and

of J. A. McElmurray; East by the right-of-way of the Charleston & Western Carolina Railroad; South by lands of the Estate of L. H. Hankinson; and West by lands of Anne S. Ricketts;

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st day of April in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)

As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)

As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with

Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st day of
April, 1937.

G. R. Little (L. S.)
Notary Public for South Carolina.

(N.P.)
(SEAL)

W. R. Watson

Recorded June 28th, 19 37, at 2 P. M.

Thos. J. Crushman

C. C. C. P. & G. S.

TITLE BOOK No. 75

STATE OF SOUTH CAROLINA, }

COUNTY OF AIKEN }

WHEREAS, By a certain deed of indenture dated the 22nd day of July, 1935, and recorded in the office of the Clerk of Court for Aiken County, South Carolina, in Title Book No68, at page 89

J. A. McELMURRAY

conveyed unto SAVANNAH RIVER NAVIGATION COMMISSION, a commission created by and existing under an Act of the General Assembly of the State of South Carolina, approved March 7th, 1932, the rights, privileges and easements hereinafter described; and,

WHEREAS, By virtue of the provisions of the aforesaid Act the said Savannah River Navigation Commission was vested with full power to secure such flowage rights, easements and other facilities as may be required by the United States in any project for the development and future maintenance of navigation facilities in the Savannah River below Augusta, Georgia; and it was further provided in the said Act that any rights or easements thus acquired shall be acquired for and in behalf of the State of South Carolina, and that the Governor and the Secretary of State are authorized and directed to issue to the United States an instrument conveying to the said United States the rights and easements thus acquired; and,

WHEREAS, The rights, privileges and easements to flood hereinafter described were so acquired by the Savannah River Navigation Commission for and in behalf of the State of South Carolina, and such facilities are required by the United States for the said navigation improvement project, and it is now the desire and intention of the Savannah River Navigation Commission and the State of South Carolina to convey unto the United States the said rights, privileges and easements acquired under the aforesaid deed.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That We, OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, in consideration of the benefits accruing to the State of South Carolina by reason of the aforesaid navigation improvement project, and the sum of One (\$1.00) Dollar to us in hand paid by the United States of America, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said UNITED STATES OF AMERICA, or its assigns, the perpetual right or easement to flood as may be necessary, by the erection and operation of a dam across the Savannah River near New Savannah Bluff, Georgia, with crest control gates so operated as to maintain a pool elevation at said dam of 114.5 feet mean sea level, (11.9 feet above the point of zero on the gauge located on this date at the 5th Street Bridge leading from the State of South Carolina to the City of Augusta, Georgia), except when the natural discharge of the river exceeds that elevation at that point, that portion of the following described tract of land containing 1.67 acres: lying and being below the 118 foot contour above mean sea level (which contour is 15.40 feet above the point of zero on the said Fifth Street gauge), which drains into the creek that empties into the Savannah River at Mile 194;

all as determined by topographical survey of the Savannah River below Augusta, Georgia, made by the United States Engineer Department, approved May 26, 1934; plat showing the same being attached to the aforesaid deed in favor of Savannah River Navigation Commission as a part thereof. The easement herein conveyed is upon the aforesaid 1.67 acres, which is a part of the following tract of land situate and being in Hammond Township, in the County of Aiken and State of South Carolina, containing 20.4 acres, more or less, and bounded as follows: Northeast by the right-of-way of the

Charleston & Western Carolina Railroad; South by lands of Coan Stewart, and of Mrs. Annie W. Willis; and West by lands of J. C. Lamar;

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all as will more fully appear by metes and bounds, courses and distances, by reference to the aforesaid plat made by the United States Engineer Department, which said plat is recorded with the aforesaid deed in favor of Savannah River Navigation Commission, as a part thereof.

TOGETHER with the perpetual right and easement to flood said portion of the above described tract or parcel of land as may be necessary from time to time, and with the right to enter upon said portion of said land as occasion may require, to remove therefrom the timber and other natural growth, and any obstacles, growths, accumulations, brush, trash, filth, and any other thing or things which in any way may interfere or tend to render inaccessible, unsafe or unsanitary any portion of the slack water pool created by said dam, or the margin thereof.

TO HAVE AND TO HOLD all and singular the said easements, rights and privileges before mentioned, unto the said UNITED STATES OF AMERICA, or its assigns.

WITNESS our Hands and Seals this 21st. day of April in the year of our Lord One Thousand Nine Hundred and Thirty-Seven, and in the One Hundred and Sixty-First year of the Sovereignty and Independence of the United States of America.

Signed, sealed and delivered in the presence of:

W. R. Watson

Olin D. Johnston

(L. S.)
As Governor of the State of South Carolina

Roy A. Powell

W. P. Blackwell

(L. S.)
As Secretary of State of the State of South Carolina

STATE OF SOUTH CAROLINA, }
County of Richland }

PERSONALLY appeared before me W. R. Watson

and made oath that he saw the above named OLIN D. JOHNSTON, as Governor of the State of South Carolina, and W. P. BLACKWELL, as Secretary of State of the State of South Carolina, sign, seal and as their act and deed deliver the within written Deed, for the uses and purposes therein mentioned; and that he with Roy A. Powell witnessed the execution thereof.

SWORN to before me this 21st. day of April, 1937.

G. R. Little

(L. S.) (W.P.)
Notary Public for South Carolina. (SEAL)

W. R. Watson

Recorded June 28th, 1937 at 2 P. M.

Thas J. Cushman

C. C. C. P. & G. S.